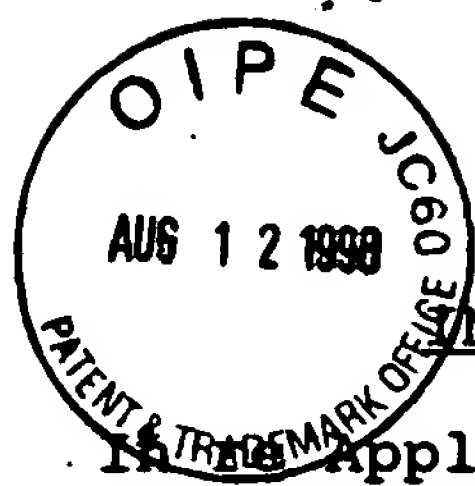


2921 Secretary



Our Ref.: 102.166A

Application of:
S. BAY et al
Serial No.: 09/049,847
Filed: March 27, 1998
For: MULTIPLE...AND USE THEREOF

Examiner:
Group: 1651
600 Third Avenue
New York, NY 10016
August 12, 1998

LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the Notice of Missing Parts of the Application dated April 15, 1998, Applicants are submitting herewith the executed Declaration in fax identifying the application by serial number and filing date and this is to replace the unexecuted Declaration filed with the application. Also enclosed is a copy of the Notice of Missing Parts and a check for \$130.00 for the completion fee.

Respectfully submitted,
BIERMAN, MUSERLIAN AND

RECEIVED
AUG 19 PAID
SUP 1800

Charles A. Muserlian, #19,683
Attorney for Applicant(s)
Tel. # (212) 661-8000

CAM:sd
Enclosures: Executed Declaration
Copy of Notice of Missing Parts
Check for \$130.00
Return Receipt Postcard

97845
Aug. 12, 1998
"Express Mail" number—E4445219
Date of Deposit
1 hereby certify that the paper or file is being deposited with the United States Postal Service under 39 U.S.C. 110 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Aug. 12, 1998

(Signature of person mailing paper or fee)



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/049,847	03/27/98	BAY	5 102.166A

BIERMAN, MUSERLIAN AND LUCAS
600 THIRD AVENUE
NEW YORK NY 10016

0292/0415

NOT ASSIGNED

1651

DATE MAILED:

04/15/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☐ small entity (statement filed) ☒ non-small entity is \$ 130

☐ 1. The statutory basic filing fee is:

- ☐ missing.
- ☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unexecuted.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☒ 9. OTHER: please send page 38 with claim 20. The old page

Direct the reply and any questions about this notice to "Attention: Box Missing Parts." 38 (claim 20) has some

A copy of this notice MUST be returned with the reply. lines missing

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/12/1998 JARTIS
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